UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

Abdul Shariff, individually and on behalf of all others similarly situated,

STIPULATION OF DISCONTINUANCE

Plaintiffs

- against -

11cv1497 (CBA)(SMG)

Daniel Mirkin, Lauren Mirkin and Mirkin Vision Care P.C.

Defendants

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned, the attorneys of record for all the parties to the above-entitled action, that whereas no party hereto is an infant, incompetent person for whom a committee has been appointed or conservatee and no person, not a party, has an interest in the subject matter of the action, the above entitled action be, and the same hereby is discontinued with prejudice, without costs to any party as against the other. This stipulation may be filed without further notice with the Clerk of the Court.

DATED:

North Bellmore, New York

October 4, 2011

JAMES E. BAHAMONDE, P.C.

Ву:(

James E. Rahamonde (JB6708)

Attorney for Plaintiff

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LAW OFFICES OF JOSEPH TRAINOR

& ASSOCIATES

By:

Robert J. Cristiano

Attorneys for Defendants

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SO ORDERED: October 6, 2011

s/CBA

USDJ